

04/25/01  
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Assistant Commissioner for Patents  
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*Dorothy DeFrancesco*  
Dorothy DeFrancesco

Attorney Docket No. 950376D1/HG

1033 US PTO  
09/842347  
04/25/01

This is a request for filing a

Continuation       Divisional

application under 37 CFR 1.53(b), of pending prior application Serial Number 09/167,151 filed October 6, 1998, which is a Divisional application of application Serial No. 08/500,635 filed July 11, 1995 (USP 5,955,072).

of inventors:

Tohru TAKAHASHI  
Nobufusa SERIZAWA  
Ryuta KOISHI  
Ichiro KAWASHIMA

Entitled: EXPRESSION SYSTEMS UTILIZING AUTOLYZING FUSION PROTEINS  
AND A NOVEL REDUCING POLYPEPTIDE

- 1a.  Enclosed is a copy of the grandparent application Serial No. 08/500,635, including a copy of the Declaration filed therein.
- 1b.  A Preliminary Amendment is enclosed.

## ASSIGNMENT INFORMATION FOR PUBLICATION:

SANKYO COMPANY, LIMITED  
5-1, Nihonbashi Honcho 3-chome  
Chuo-ku, Tokyo 103-8426, Japan

2.  FEE: The filing fee is calculated below:

Claims as filed, less any claims cancelled by amendment herewith:

	Number Filed	Number Extra	Rate	Calculations
Total Claims	16 -20 =	-	x \$18.00 =	\$ -
Independent Claims	7 - 3 =	4	x \$80.00 =	\$ 320.00
MULTIPLE DEPENDENT CLAIMS			+ \$270.00 =	\$ -
			BASIC FEE	\$ 710.00
			Total of above Calculations	\$ 1,030.00

3.  To the extent not tendered by check, authorization is given to charge any fees under 37 CFR 1.16 and 1.17 during pendency of the application, or to credit any overpayment, to Deposit Account No. 06-1378. Duplicate copy of this letter is enclosed.
4.  A check in the amount of \$ 1,030.00 is enclosed.
5.  Cancel claims 1 to 47, 49 to 54, 56 to 59, 62, 64 to 70, 76 and 81 to 88.

6. [X] Amend the specification by inserting before the first line the sentence: This is a division of application Serial Number 09/167,151 filed October 6, 1998, which is a Divisional Application of application Serial No. 08/500,635 filed July 11, 1995 (USP 5,955,072).
  7. [X] New formal drawings are enclosed. 13 Sheets, Figs. 1-13 (SEE LETTER TO OFFICIAL DRAFTSPERSON)
  8. [X] The prior applications are assigned to SANKYO COMPANY LIMITED, Tokyo, Japan, assignment recorded on September 21, 1995, Reel 7641, Frame 0775.
  9. [ ] Copies of Verified Statement(s) claiming Small Entity Status filed in said application Serial No. \_\_\_\_\_. Small entity status is still proper and desired.
  10. [X] Incorporation by Reference: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 1a hereinabove, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

**11. [X] The Power of Attorney in the prior application includes the following:**

LEONARD HOLTZ, Reg. No. 22,974      HERBERT H. GOODMAN, Reg. No. 17,081  
THOMAS LANGER, Reg. No. 27,264      MARSHALL J. CHICK, Reg. No. 26,853  
RICHARD S. BARTH, Reg. No. 28,180

- 12a. [X] The power appears in the original papers of the prior application.  
12b. [ ] Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.  
13. [X] Address all future communications to:

**FRISHAUF, HOLTZ, GOODMAN, LANGER & CHICK, P.C.**  
767 Third Avenue - 25th Floor Tel. No. (212) 319-4900  
New York, New York 10017-2023 Fax. No. (212) 319-5101

- 14. [X] Priority claim (35 USC 119) is made based upon**

  - Japanese Patent Application No. 161053/1994, filed July 13, 1994**
  - Japanese Patent Application No. 218392/1994, filed September 13, 1994**
  - Japanese Patent Application No. 303809/1994, filed December 7, 1994**

Certified copies filed on November 27, 1995  
in said application Serial No. 08/500,635.

- 15. [ X ] Information Disclosure Statement                          [ X ] PTO-1449**

**16. [ X ] STATEMENT UNDER 37 CFR 1.821(e)**

FRISHAUF, HOLTZ, GOODMAN, LANGER & CHICK, P.C.

Richard S. Barr

**RSB/ddf  
Enclosures**

Attorney Docket No. 950376D1/HG

**IN THE UNITED STATES PATENT  
AND TRADEMARK OFFICE**

Applicant(s) : Tohru TAKAHASHI et al.

Serial No. : (Divisional Appln. of  
Ser. No. 09/167,151)

Filed : Concomitantly Herewith

For : EXPRESSION SYSTEMS  
UTILIZING AUTOLYZING  
FUSION PROTEINS AND A  
NOVEL REDUCING POLYPEPTIDE

Art Unit :

Examiner :

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Washington, D.C. 20231

*Dorothy DeFrancesco*  
Dorothy DeFrancesco

In the event that this Paper is late  
filed, and the necessary petition  
for extension of time is not filed  
concurrently herewith, please  
consider this as a Petition for the  
requisite extension of time, and to  
the extent not tendered by check  
attached hereto, authorization to  
charge the extension fee, or any  
other fee required in connection  
with this Paper  
to Account No. 06-1378.

**STATEMENT UNDER 37 CFR 1.821(e)**

Assistant Commissioner for Patents  
Washington, D.C. 20231

S I R :

This (new) application is a Divisional Application of  
application Serial No. 09/167,151, filed October 6, 1998, which  
is a Divisional Application of application Serial No. 08/500,635,  
filed July 11, 1995.

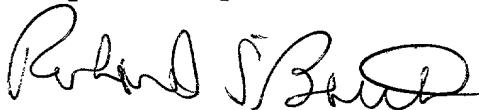
The computer readable form of this (new) application is  
identical with the final version of the computer readable form  
filed on December 22, 1997 in grandparent application Serial No.  
08/500,635, which complied with the Patent Office rules.

Submitted concomitantly herewith is a paper copy of the  
final version of the SEQUENCE LISTING in grandparent application  
Serial No. 08/500,635, which was filed on December 22, 1997.

The paper copy of the SEQUENCE LISTING submitted concomitantly herewith is identical to the computer readable form filed on December 22, 1997 in grandparent application Serial No. 08/500,635. It is respectfully requested that use be made of the enclosed compliant paper copy of the SEQUENCE LISTING in this (new) application.

It is therefore respectfully submitted that a duplicate computer readable form of the SEQUENCE LISTING is not needed to be filed in this application. It is also submitted that the present application complies with all the requirements of 37 CFR 1.821 et seq.

Respectfully submitted,



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RICHARD S. BARTH  
REG. NO. 28,180

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RSB/ddf

Enclosure: Paper copy of the final version of the SEQUENCE LISTING in grandparent application Serial No. 08/500,635, which paper copy was filed on December 22, 1997